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OFFICE OF PETITIONS

In re Application of	:	
Caius E. Egbufoama	:	
Application No. 10/630,902	:	DECISION ON PETITION
Filed: July 31, 2003	:	TO MAKE SPECIAL UNDER
For: INCINERATOR FURNACE CONDENSERS	:	1.102(c)(2)
AND METHODS OF USING	:	

This is a decision on the renewed petition under 37 CFR 1.102(c)(2)(i), filed January 10, 2006, to make special based on the invention materially enhancing the quality of the environment, as set forth in M.P.E.P. § 708.02, Sections V.

The petition under 37 CFR 1.102(c)(i) is **DISMISSED**.

A grantable petition to make an application special under 37 CFR 1.102(c)(2)(i) and MPEP § 708.02, Section V: Environmental Quality, must state that special status is sought because the invention materially enhances the quality of the environment by contributing to the restoration or maintenance of basic life-sustaining natural elements. If the disclosure is not clear on its face that the claimed invention materially enhances the quality of the environment by contributing to the restoration or maintenance of one of the basic life-sustaining natural elements, the petition must be accompanied by a statement by the applicant, assignee, or an attorney/agent registered to practice before the Office explaining how the materiality standard is met. No fee is required.

Applicant's invention may reduce waste material, however, there is no factual evidence that the invention "materially enhances the quality of the environment of mankind by contributing to the restoration or maintenance of the basic-life sustaining natural elements." The contribution of applicant's invention, while beneficial to the environment, does not rise to the level intended by the Rule.

Further correspondence with respect to this matter should be addressed as follows:

By Mail:

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By hand: U. S. Patent and Trademark Office
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Randolph Building
401 Dulany Street
Alexandria, VA 22314

By FAX: (571) 273-8300

The petition to make special was filed by the inventor, Caius E. Egbufoama, with a Bladensburg, Maryland address. The address of record, however, is to Amelia B. Yarbrough in Fort Washington, Maryland. A Change of Correspondence Address filed on October 18, 2005 also states that Amelia Yarbrough is the attorney or agent of record, but there does not appear to be a power of attorney or agent in the application. Please note that the Office will not engage in dual correspondence with petitioner and petitioner's representative. If petitioner wishes to officially appoint Ms. Yarbrough as attorney or agent of record, please complete the Power of Attorney form (PTO/SB/81) and return it to the Office.

Telephone inquiries concerning this decision should be directed to Wan Laymon 571-272-3220.

All other inquiries concerning either the examination or status of the application should be directed to the Technology Center.

This matter is being referred to Technology Center Art Unit 3749.



Denise Pothier
Petitions Examiner
Office of Petitions

cc: CAIUS EMEKA EGBUFOAMA
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